

## PRESIDENT PAVES WAY FOR PEACE

Forwards Identical Notes to Both  
Belligerents Interested in  
Contest in Far East.

### IN INTEREST OF HUMANITY

Warring Nations Are Urged to Con-  
clude Peace—Probable That Negotia-  
tions Will Be Conducted Directly Be-  
tween Russia and Japan—Uncle Sam  
Willing to Assist if Possible.

(By Associated Press.)

WASHINGTON, D. C., June 9.—An identical note, the text of which, by authority of the President, was made public late tonight at the White House by Secretary Taft, has been forwarded to the governments of Russia and Japan by President Roosevelt. In the interest of humanity the President urges the warring nations to conclude peace. It is suggested by the President that the negotiations for peace be conducted "directly and exclusively" between the belligerent nations. The President's note indicates his belief that an intermediary may not be necessary to effect concisive negotiations, but likewise expresses the President's willingness to do all that he properly may do to promote the preliminary arrangements for a time and place of the meeting of representatives of the Russian and Japanese governments.

#### Text of the Presidential Note.

The following is the text of the dispatch as given out:  
"On June 8th, the following dispatch was sent by the President through diplomatic channels to the Japanese and Russian governments:  
"The President feels that the time has come when in the interests of all mankind he must endeavor to see if it is not possible to bring to an end the terrible and lamentable conflict now being waged. With both Russia and Japan the United States government has inherited ties of friendship and good will. It hopes for the prosperity and welfare of each, and it feels that the progress of the world is set back by the war between these two great nations. The President accordingly urges the Russian and Japanese governments not only for their own sakes, but in the interest of the whole civilized world, to open direct negotiations for peace with one another.

#### No Need For Intermediaries.

"The President suggests that these peace negotiations be conducted directly and exclusively between the belligerents, in other words, that there may be a meeting of Russian and Japanese plenipotentiaries or delegates without any intermediary, in order to see if it is not possible for these representatives of the two powers to agree to terms of peace. The President earnestly asks that the (Russian) government do now agree to such a meeting, and is asking the (Japanese) (Russian) government likewise to agree. While the President does not feel that any intermediary should be called in in respect to the peace negotiations themselves, he is entirely willing to do what he properly can if the two powers concerned feel that his services will be of aid in arranging the preliminaries as to the time and place of meeting. But if even these preliminaries can be arranged directly between the two powers or in any other way, the President will be glad, as his sole purpose is to bring about a meeting which the whole civilized world will pray may result in peace."

#### Forwarded Thursday Afternoon.

The foregoing note was forwarded to the Russian and Japanese governments yesterday afternoon. It is rendered especially significant by the fact that it was prepared and sent only after assurance had been received from both Tokyo and St. Petersburg that such a proposition would be welcomed. While Count Cassini, the Russian ambassador, and Minister Takahira, of Japan, were cognizant of the nature of the note it was not sent to their respective governments through them. It was called by direction of the President to St. Petersburg and Tokyo and then delivered directly to the Russian and Japanese governments, respectively, by Ambassador Meyer and Minister Griseom.

A formal reply to the note may not be received for several days, but, as already has been made clear, informal assurances that it would be welcomed already are at hand.

#### First Step Towards Peace.

In view of the significant character of the document and of the attitude toward it which both Russia and Japan have assumed, it is regarded, in official and diplomatic circles as the first of the firm and decisive steps toward ultimate peace.

When President Roosevelt left Washington today on a two days' trip to Virginia, he was confident that the result of the international negotiations for peace in the far east had been successful and that the final blow in the Russo-Japanese war had been struck. So near are the two warring powers to amicable contact at this moment that

In all Washington circles, official and diplomatic, more hopefulness has given way to notable optimism.

#### Czar Thanks Rojestvensky.

ST. PETERSBURG, June 9.—4:10 p. m.—Emperor Nicholas has enabled the following message to Admiral Rojestvensky:  
"From my heart I thank you and all the officers of the squadron who have honorably done their duty for your unselfish work for Russia and for me. In the will of the Almighty success was not destined to crown your endeavors, but your boundless bravery will always be a source of pride to the country."

"I wish you a speedy recovery. May God console you all."  
(Signed) "NICHOLAS."

The peculiar wording of the message is attracting attention. The restriction of the Emperor's thanks to your unselfish work for Russia and for me, in the will of the Almighty success was not destined to crown your endeavors, but your boundless bravery will always be a source of pride to the country. The messages of Admiral Rojestvensky and Captain Chagin, of the Russian cruiser Almaz, did not contain any intimation of misbehavior on the part of officers or crew.

#### Train Trains Guns on Ships.

WASHINGTON, D. C., June 9.—Secretary Taft has received the following cablegram from Governor Wright, at Manila:

"Russian warships did not leave harbor within the required 24 hours. A result, are now in custody of Admiral Train, who informs me he has taken necessary steps to intern them. They are now behind breakwater under the guns of the Ohio and Monmouth. He will disable their machinery and remove breech blocks on guns. He has doubtless reported full details to navy department."

#### Let One Russian Cruiser Escape.

LONDON, June 10.—The Tokyo correspondent of the Daily Telegraph says that some of the Japanese torpedo boat destroyers were chasing the Russian cruiser Izumrud were ordered back, the Japanese allowing the ship to escape.

#### St. Petersburg Approves Address.

ST. PETERSBURG, June 10.—The municipality of St. Petersburg has decided to give its adhesion to the address to Emperor Nicholas, adopted by the all-Russian Congress at Moscow and has appointed a number of its members to join the deputation from the Moscow congress which will present the address to the Emperor.

## COMMENCEMENT OF ACADEMY STUDENTS

Elloquent Address by Hon. H. D. Flood  
—Entertaining Program Rendered by the Pupils.

The commencement exercises of the Newport News Academy were held last night at the Casino theater, the feature of the evening being an eloquent address by Hon. H. D. Flood, of Appomattox.

The exercises opened with a fervent prayer by Rev. E. T. Wellford. This was followed by the singing of "My Own United States," by the school. Master Samuel Rowland read a first class essay on "Woman in English History."

After a piano solo by Miss Bessie Richardson, there was a dainty and well executed hoop drill by nine young ladies.

The address of Congressman Flood was particularly appropriate and made a deep impression upon the students as well as the crowd of friends and patrons of the school gathered in the theater.

Following the address was a piano solo by Miss Helen Leylander. Miss Leylander won the scholarship given by the Woman's College of Richmond. Prof. E. S. Ligon, the principal, delivered the scholarship and the certificates of distinction and proficiency.

The closing number on the program was a reading, "Vingerella," by Miss Jose Trounman.

## BUFFALOES NOT AT HOME ON THE WATER

Members of Local Herd Started For  
Portsmouth in Launch, But  
Voyage Terminated Badly.

The members of the local herd of buffaloes are willing to admit that they are more at home on the prairie than on the turbulent waters of Hampton Roads, particularly when a talky gasolent launch is involved.

A party of about twenty buffaloes started for Portsmouth last night, having an engagement to participate in the formalities incident to the installation of a new herd in the city across the Roads. They had proceeded as far as Point Breeze, when the engine of their launch refused to work longer. After drifting helplessly for two hours, the anchor failing to hold, the weary buffaloes, many of whom were in the throes of sea-sickness, succeeded in landing at Point Breeze.

Paying their compliments in no mistakable terms to gasoline engines in general and one in particular, they bled their way homeward.

It is supposed that the new herd was instituted, but the local herdsmen don't like to discuss the subject.

## PATRICK LOSES IN COURT OF APPEALS

Lower Court's Verdict of Murder  
in First Degree Sustained  
by Narrow Vote

### PRISONER IS RESOURCEFUL

His Acumen and Ability in Postponing  
a Final Decision as to His Fate Has  
Excited Wonder of Members of the  
Bar—Other Evidence Than Jones' Confession.

(By Associated Press.)

ALBANY, N. Y., June 9.—The Court of Appeals today by a divided court voting four to three, sustained the lower courts in adjudging Albert T. Patrick, the New York lawyer, guilty of murder in the first degree, causing the death of William Marsh Rice, an aged millionaire, formerly a resident of Texas. On April 7, 1902, Patrick was convicted on an indictment charging him with the murder of Rice by chloroform and mercury, administered to him during his sickness on September 23, 1900. The case reached the Court of Appeals on March 14, of this year.

Patrick has succeeded in postponing the ultimate decision of his fate for over three years by a display of acumen and resourcefulness that has excited the wonder of the members of the bar and the public at large. The opinion of the court was written by Judge Gray.

Patrick Aided and Abetted Jones.  
He sets forth that it was not claimed that Patrick personally committed the murder, for the prosecution had the voluntary confession of Jones, that it was he who did it, induced and aided thereto by Patrick; but the defendant was a principal in the commission of the crime, under our law, if he aided and abetted it, whether present or absent.

After a review of the evidence Judge Gray holds that "the jury might well find upon evidence that the death was not the result of natural causes, and that it could only be accounted for as having happened in the way testified to by Jones; that is by chloroform poisoning, administered while the victim was sleeping."

In conclusion Judge Gray said that "the evidence, independent of the testimony of the accomplice, is fraught with a crushing implication of the defendant in the deliberate purpose to kill Rice, in order that he might possess his estate."

#### Ground For Dissent.

The dissenting judges hold that material errors were permitted in the trial of the case and that important evidence in Patrick's favor was improperly excluded. Judge O'Brien's opinion holds that it was not proved and cannot be proved that Rice was living when the chloroform was applied to his face and that "no one thought of chloroform as the agency of death until Jones had made his fourth and last confession, after recasting three others that were shown to be false."

#### An Exceptional Case.

"In all records of this court," says Judge O'Brien "no case can be found where a conviction for a capital offense has been sustained in the face of such objections as this case presents. I can see no reason for making this case an exception."

## TRYING TO SHOW PARDON WAS VALID

Affidavits Introduced to Show That Na-  
tional Administration Recognized  
Taylor as Governor.

(By Associated Press.)

MAYSVILLE, KY., June 9.—Affidavits in the "Caleb Powers" case have been filed in the federal court from former Governor W. S. Taylor, former Postmaster General Charles Emory Smith, former Attorney General John W. Griggs and Postmaster General Cortelyou, showing that Taylor was recognized as governor of Kentucky by the national administration. The affidavits were filed to show that Governor Taylor's pardon to Powers was valid.

The case was concluded today when District Attorney Fill finished his reply to the speech of C. J. Bronston last night. Judge Cochran reserved decision.

#### Judge Mann at Luray.

(Special to the Daily Press.)  
RICHMOND, VA., June 9.—Judge William Hodges Mann spoke to a large audience at Luray tonight in behalf of his candidacy for the governorship. The Mann liquor law, he said, had closed 76 saloons and increased the State's revenues \$215,000.

#### Governor Montague at Staunton.

(Special to the Daily Press.)  
STAUNTON, VA., June 9.—Governor Montague was the chief orator at the observance of memorial day at Staunton today.

## NORWEGIANS MAY MAKE IT REPUBLIC

All Hope That King Oscar Will  
Grant Storting's Request  
is Dissipated.

### ON THE KING UNRESPONSIVE

Understood That Arrangements Are  
Being Made For a National Conven-  
tion and Establishment of Popular  
Government is Expected to Follow  
This Step—Will Avoid War.

(By Associated Press.)

OSLO, June 9.—All hope that King Oscar or Crown Prince Gustave will yield to the request of the Norwegian Storting to place a prince of the house of Bernadotte on the throne of Norway has now disappeared, according to a high authority. The Danish royal family has also set the stamp of disapproval or the acceptance of the throne by a Danish prince.

It is understood that arrangements are actually being made for a national convention in Norway and this, it is believed, will inevitably result in the declaration of a republic.

#### May Refuse Recognition.

According to well informed persons here, Russia and Germany will refuse to recognize the Norwegian government until King Oscar consents to the disruption of the union. Strong efforts are being made to secure similar action by other governments. Including that of Denmark, and it is stated that these efforts are meeting with encouragement.

The Norwegian press and people, according to advices received here, remain singularly undemonstrative. Premier Michelsen wants no demonstrations and today refused to permit a large procession of Christians in approval of the action of the Storting. In refusing the premier said:

#### Victory Not Yet Gained.

"It is too early to claim a victory which has not yet been definitely gained. Our most serious difficulties are probably ahead."

Thousands of telegrams from all parts of the world are pouring in on Premier Michelsen and the Storting, many of them coming from the United States and South Africa.

King Oscar is quoted as saying that he would avoid war at any cost. Officials here say that the King and the Crown Prince had been fully prepared for the action of the Storting by Premier Michelsen, who informed them prior to his majesty's veto of the consular bill as to what steps Norway intended to take.

#### Tri-Color is Hoisted.

CHRISTIANIA, June 9.—The Norwegian tri-color was hoisted today over Akershus fort and throughout the country, in place of the union flag. The substitution was attended by great ceremony at the fort, where the members of the Storting and 30,000 of the public were assembled. The garrison was paraded in front of the quarters of the commandant of the fort and the commandant read the resolution of the Storting, dissolving the union with Sweden.

#### CANDIDATE FOR GALLOWES.

New Jersey Negro Charged With Two  
Serious Crimes.  
(Special to the Daily Press.)

RICHMOND, VA., June 9.—Charles Awkard, a New Jersey negro, was today sent on to the grand jury by Police Justice Crutchfield on the charge of burglary and attempted criminal assault.

The negro got into the rear of the entrance of the home of E. Randolph Williams, 100 East Grace street, last Monday night and entered the bedroom of Mary Fountain, house girl in the employ of the family.

When the girl awoke it was to have his bony fingers at her throat and the threat whispered in her ear that if she cried out he would choke her to death.

She made an effort to free herself and the fingers closed on her windpipe. Awkard did his best to kill her with his hands but the girl is young and strong and, evidently, plucky. She fought until she tore away from the stranger and then screamed at the top of her voice.

The cook, sleeping in the next room, rushed in to find the negro trying to make his escape. In jumping to catch the top of the wall around the yard he fell and both women were able to get a close view of his face.

Sergeant Hall landed Awkard last night and the identification by the two women was complete. When they saw the prisoner in the police station last night they became so furious that had it not been for the police they would have tried to kill him.

Awkard has several cases of house-breaking against him, all of which are under investigation. He is a type of negro that is considered very dangerous by the police. He has a degree of intelligence which helps him in his criminal practices. For instance, on the day before the assault on the servant girl he made it his business to inform everyone that he would leave

for a certain town in the State before night. He had acquaintances in the town and by a hurried visit there the next day, by showing himself there he would be able to set up an alibi, if arrested.

#### ICE CREAM POISONED THEM.

Twenty-Two Guests in Nashville Hotel  
Stricken After Dinner.

NASHVILLE, TENN., June 9.—Twenty-two guests of a local hotel were taken suddenly ill shortly after dinner yesterday. Ice cream was served at the meal, and attendant physicians attribute the sickness to some preservative used in the milk, or to ptomaine poison.

Five doctors are busily engaged among the affected guests, some of whom are in a serious condition. The list of sufferers includes Chief Templar C. T. Kelly, of the Independent Order of Good Templars of Tennessee; Umpire W. C. Black, of the Southern Base ball League; "Red" Russell and "Doc" Wiseman, of the Nashville baseball club; several members of the athletic attractions showing here, and six members of a criminal court jury.

## CONVENTION WAS BROUGHT TO CLOSE

State Federation of Labor Appointed  
Committee to Investigate James-  
town Exposition Trouble.

The tenth annual convention of the Virginia State Federation of Labor, which began here last Tuesday, was brought to a close when the body adjourned yesterday afternoon shortly after 1 o'clock. The next meeting will be held in Alexandria in 1906.

Nearly the entire time of the closing session was taken up by the discussion of the trouble between the Jamestown Exposition Company and the Tidewater labor organizations. The result was the appointment of a committee of five, to act with the joint Tidewater committee, in bringing about a settlement of the differences.

Because the board of governors of the Jamestown company has not entered into a specific agreement with the labor organizations, there has been a great deal of dissatisfaction among the members of the unions. The Norfolk organizations instructed their members to make no further payments upon subscriptions to the exposition stock until the governors entered into a satisfactory agreement.

It is expected that the advisory committee, appointed by the State Federation, will be able to bring about an understanding.

Nearly all of the delegates left the city late yesterday afternoon. They expressed themselves as being well pleased with the work accomplished during the convention.

## ENJOYABLE TRIP TO JAMESTOWN ISLAND

Party From North Carolina, Headed by  
Col. Grimes, Entertained by Local  
"Tar Heel" Society.

A delegation of about twenty members of the North Carolina Society of this city, headed by Mayor Samuel R. Buxton, went to Portsmouth yesterday morning where it met the party headed by Colonel K. Bryan Grimes, secretary to Governor Glenn, which will officially represent North Carolina at the unveiling of the monument on the old battle field at Big Bethel today.

Among those in the party from North Carolina, besides Colonel Grimes, were Major E. J. Hale, of Fayetteville; Colonel F. A. Olds, W. J. Peelle and Gordon Hackett.

Immediately after the arrival of the "Tar Heel" delegation the two parties boarded on the Southern Railway Company's tugs and made a pilgrimage to Jamestown.

After a tour over the interesting places around the memorial spot, luncheon was served the party near the old church tower. After luncheon Mayor Buxton made an address, welcoming the North Carolinians to Virginia soil. He was followed by Major Hale, who responded in behalf of his party. Colonel Grimes then responded to the toast, "The Governor of North Carolina." The address was an oratorical gem and the speaker was often interrupted by bursts of applause from his hearers.

Other speakers of the day were Mr. Hall Garrett, of North Carolina, and Mr. O. D. Batchelor, of this city. All of the toasts were drunk in North Carolina wine, which was furnished by Mr. Garrett.

Later in the afternoon the party left Jamestown and came to this city. The visitors did not tarry long here, but took the car to Hampton, where the North Carolinians were the guests of the members of the Bethel Monumental Association last night.

It is expected that there will be a large crowd of people go up to Bethel from this city today to witness the unveiling of the monument on the historic old battle ground, where the first land battle of the civil war was fought and where the first Confederate, a native of North Carolina, was killed.

There will be wagons to accommodate 100 or more people at the corner of Washington avenue and Twenty-ninth street this morning at 8 o'clock sharp. The fare for the round trip will be 75 cents.

#### President in Old Dominion.

CHARLOTTESVILLE, VA., June 9.—President Roosevelt today paid his first visit to the Albemarle farm which Mrs. Roosevelt recently purchased

## PHYSICIAN KILLED IN KENTUCKY FEUD

Row Grew Out of Partnership Be-  
tween Murdered Doctor and  
Another Healer.

### VICTIM HAD SHOT HIS PARTNER

Karney, First Sacrifice, Was Popular  
Man and Was Member of Number of  
Secret Societies Which Are Said to  
Have Been Forcing Fight on Man  
Who Was Assassinated.

(By Associated Press.)

LOUISVILLE, KY., June 9.—A special from Falmouth, Ky., says:  
"Dr. Edwards Courtney, a young physician and member of one of the best families in this section, has been assassinated near the village of Neave. Courtney formed a partnership with Dr. William Karney at Leitchfield, two years ago. During the partnership Dr. Karney was shot and killed. Since the occurrence there has been a feud in the neighborhood. Karney was a young man of great popularity, belonging to all the secret societies and which he was killed, these societies took up the case and have been forcing a fight on the Courtney's."

"Dr. Courtney was under a \$1,000 bond on the charge of killing Karney. The sheriff of Bracken county and his deputies are maintaining to the scene to prevent further disturbance. The adherents of the two factions met in Falmouth last Monday and nearly created a riot."

"The Courtney's claim to know who did the shooting last night."

## MORTON ADCEPTS CHAIRMANSHIP

Secretary of Navy to Become Practi-  
cal Head of Equitable Society.  
Officers Resign.

(By Associated Press.)

NEW YORK, June 9.—Paul Morton has accepted the position of chairman of the board of directors of the Equitable. Immediately following Mr. Morton's acceptance of the position the resignations of President Alexander, First Vice President Hyde, Second Vice President Tarbell, Third Vice President Wilson and Fourth Vice President McIntyre were tendered.

The resignations were tendered to Mr. Morton, who only accepted the position of chairman on condition that he should have a free hand both as to measures and men.

Mr. Hyde has agreed, it is said, to divest himself of his stock in the manner outlined by the State superintendent of insurance, namely, that the policyholders have a representation of 25 directors against 24 directors of the stockholders.

Sell Stock to Policyholders.  
NEW YORK, June 9.—Mr. Hyde has agreed to dispose of a majority of his stock in the Equitable to policyholders represented by Thomas F. Ryan.

The men requested to hold the majority stock by Mr. Ryan are former President Grover Cleveland, George Westinghouse, of Pittsburg, and Morgan J. O'Brien, recently elevated to the chief justiceship of the Appellate division of the Supreme Court of this district.

## ENSIGN BAGLEY'S BROTHER HERE

W. H. Bagley Will Cover the Unveiling  
For the Raleigh News and  
Observer.

(Special to the Daily Press.)

HAMPTON, VA., June 9.—Mr. William Henry Bagley, who is here to cover the unveiling for the Raleigh News and Observer, of which he is the business manager, is the brother of Ensign Worth Bagley, who was the first American to lose his life in the Spanish-American war. Ensign Bagley was the officer in command of a torpedo boat at Cardenas, Cuba, and was the only American officer killed in battle during the Spanish-American war. Ensign Bagley was killed on May 19, while Henry L. Wyatt, the first man to fall in the Confederate cause, was shot on June 10.

Mr. W. H. Bagley is a trained newspaper man and has been here several days.

Another newspaper man already on the field is Colonel Frederick A. Olds, who is the representative in Raleigh of a number of out-of-town dailies. Colonel Olds will handle the unveiling for the Morning Post in Raleigh.

#### Another Marston Victim of Violence.

(By Associated Press.)  
MUSKOGEE, I. T., June 9.—Following an altercation here this afternoon, a negro slashed Col. Thomas Marston, a prominent attorney in the abdomen, causing a fatal wound. Col. Marston is a brother of J. B. Marston, who was killed some time ago in a feud at Jackson, Ky.